

## **REMARKS**

Claims 1-16 are pending. Claims 1-13 are rejected. Claims 2, 3, and 14 have been canceled.

### **Double Patenting**

Claims 1-12 are provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 16-20 of co-pending Application Serial No. 10/185,558. An appropriate Terminal Disclaimer has been submitted with this Response. Therefore, it is respectfully submitted that the rejection of claims 1-12 on the ground of nonstatutory obviousness-type double patenting should be removed.

### **Claim Objections**

Page 1 of the Office Action indicates that claims 14-16 are objected to. Since no other grounds of rejection have been provided for claims 14-16, independent claim 13 has been rewritten to incorporate the limitations recited in claim 14. It is respectfully submitted, therefore, that claims 13-16 are now in complete condition for allowance.

### **Claim Rejections - 35 U.S.C. § 103**

Claims 1, 2 and 13 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent Application No. 2001/0034782 to Kinkade et al. (hereinafter "Kinkade") in view of U.S. Patent Application No. 2002/0114305 to Oyama et al. (hereinafter "Oyama"). Independent claim 1 has been rewritten to incorporate the limitations recited in dependent claims 2 and 3. Likewise, as discussed hereinabove, independent claim 13 has been rewritten to incorporate the limitations of claim 14. It is respectfully submitted, therefore, that independent claims 1 and 13 as rewritten are allowable over the art of record.

### CONCLUSION

In view of the amendments and remarks set forth herein, Applicant respectfully submits that all pending claims are in condition for allowance. Accordingly, Applicant requests that a Notice of Allowance be issued. Nonetheless, should any issues remain that might be subject to resolution through a telephone interview, the Examiner is requested to telephone the undersigned at 512-338-9100.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Amendment, COMMISSIONER FOR PATENTS, Alexandria, VA 22313-1450, on February 15, 2006.



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Respectfully submitted,



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